

1 Honorable Karen A. Overstreet
2 Hearing date: February 12, 2014; 10:00 a.m.
3 Hearing Place: Marysville Municipal Court, Courtroom 1
4 1015 State Avenue, Marysville, WA 98270
5 Responses due by: February 5, 2014; by 4:30 p.m.
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8 IN THE UNITED STATES BANKRUPTCY COURT FOR THE
9 WESTERN DISTRICT OF WASHINGTON AT SEATTLE

10 In re:) Chapter 7
11 CHAD ROBERT MACOMBER,) Bankruptcy No. 13-16347
12 Debtor(s).) MOTION FOR AN ORDER
13) AUTHORIZING SALE OF PROPERTY
14) OF THE ESTATE FREE AND CLEAR
15) OF LIENS AND INTERESTS

16 COMES NOW Michael P. Klein, being duly qualified and acting trustee, through counsel,
17 The Rigby Law Firm, and Rory C. Livesey, and applies to this court as follows:

18 Among the personal property of the estate is a Mirage trailer, a 2002 Centurion Hurricane
19 Storm boat with trailer and two 2005 Sea Doo GTX's.

20 It is necessary in the administration of this estate that said property be sold at public auction.
21 The trustee has, pursuant to an order entered herein, employed Stokes Auction Boardman Orwiler
22 Corp., 8398 S.E. Spring Creek Road, Port Orchard, Washington 98367, 1-866-273-8102,
23 www.stokesauction.com, to conduct a public auction of the above-described property. The fee
24 requested by the auctioneer is ten percent (10%) of the gross auction price plus those necessary
25 expenses not to exceed \$1,000. Any creditor who wants to be notified of the auction date must
contact the auctioneer and request to be placed on the mailing list for the auction.

The sale will be free of all liens and interest, said liens and interests to attach to the proceeds
of sale as though those proceeds were the property, said liens and interests to be satisfied from those

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1 proceeds. Based on the debtor's schedules, the 2002 Centurion Hurricane-Storm boat is subject to
2 the security interest of Bank of America of approximately \$4,000. Upon verification of the security
3 interest, the trustee will pay Bank of America the full amount of its lien from the proceeds of the sale
4 of the asset. If you claim a lien or interest you must file a Proof of Claim setting forth your claim
5 or interest with the Bankruptcy Court *and* the undersigned prior to the hearing date set forth above.
6 Proof of Claim forms can be obtained by written request sent to the Clerk of the Bankruptcy Court
7 at the above address (include a self-addressed and stamped envelope).

8 The schedules list a 2008 GMC Sierra pickup truck. The vehicle is valued at \$29,825. It is
9 subject to the debtor's exemption of \$5,255.18. The debtor has arranged with a third party to loan
10 him the money to purchase the vehicle from the estate. After giving credit for the exemption the
11 trustee has agreed to sell the vehicle for \$24,565. The funds have been paid to the trustee. The
12 trustee believes the sale is in the best interest of the estate. The price approximates the vehicle value
13 without the uncertainty of an auction. The trustee will abandon the vehicle.

14 WHEREFORE the trustee prays for an order accordingly.

15 DATED this 17th day of January, 2014.

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/S/ *Rory C. Livesey*

Rory C. Livesey, WSBA #17601
Of Attorneys for Trustee

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